

4355
1 BILL NO. S-79-01- 05

2 SPECIAL ORDINANCE NO. S- 16-79

3 AN ORDINANCE approving an agreement
4 between Community Development and
5 Planning and Neighborhood Care, Inc.
6 and various Local Development Corpor-
7 ations.

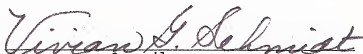
8 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
9 INDIANA:

10 SECTION 1. That a certain Agreement, dated December 8, 1978,
11 between the City of Fort Wayne, Indiana, by and through its Mayor and
12 Community Development and Planning and Neighborhood Care, Inc. and the
13 three newly formed Local Development Corporations, for:


14 establishment of the method by which Local
15 Development Corporations loan funds are
16 channelled to small businesses,

17 all as more particularly set forth in said Agreement which is on file in
18 the office of Community Development and Planning and is by reference in-
19 corporated herein and made a part hereof, be and the same is in all things
20 ratified, confirmed and approved.

21 SECTION 2. That this Ordinance shall be effective upon passage
22 and approval by the Mayor.

23 
24 Councilman

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32 APPROVED AS TO FORM
AND LEGALITY,


CITY ATTORNEY

Read the first time in full and on motion by V. Schmidt, seconded by

Talarico, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATE: 1-9-79

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by V. Schmidt

seconded by Quinter, and duly adopted, placed on its passage.

PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>9</u>	<u>0</u>	_____	_____	_____
BURNS	<u>X</u>	_____	_____	_____	_____
HINGA	<u>X</u>	_____	_____	_____	_____
HUNTER	<u>X</u>	_____	_____	_____	_____
MOSES	<u>X</u>	_____	_____	_____	_____
NUCKOLS	<u>X</u>	_____	_____	_____	_____
SCHMIDT, D.	<u>X</u>	_____	_____	_____	_____
SCHMIDT, V.	<u>X</u>	_____	_____	_____	_____
STIER	<u>X</u>	_____	_____	_____	_____
TALARICO	<u>X</u>	_____	_____	_____	_____

DATE: 1-23-79

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE

(RESOLUTION) No. 1-16-79 on the 23rd day of January, 1979
ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

Winifred C. Wms Jr.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day of January, 1979, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 24th day of January, 1979
at the hour of 4:00 o'clock P. M., E.S.T.

Robert Elmschong
MAYOR

Bill No. S-79-01-05

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance
approving an agreement between Community Development and Planning
and Neighborhood Care, Inc. and various Local Development
Corporations

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance ALSO PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

WILLIAM T. HINGA - VICE CHAIRMAN

JAMES S. STIER

JOHN NUCKOLS

DONALD J. SCHMIDT

Vivian G. Schmidt
William T. Hinga
James S. Stier
John Nuckols
Donald J. Schmidt

DATE 1-23-79 CONSIDERED IN
CHAMBER OF COMMONS, CITY CLERK



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

community development & planning

December 13, 1978

Members of the Common Council
City of Fort Wayne

Gentlemen and Mrs. Schmidt:

We would like to request your approval on the attached agreement. This agreement establishes the method by which the LDC loan funds are channelled to small businesses in our CD areas. This agreement should allow the three newly formed Local Development Corporations to function as viable corporations. We appreciate your cooperation.

R. Steven Hill, Director CD&P

Robert E. Armstrong, Mayor

I will not sign this until it is explained @ Council session - CD Mrs. T.

AN AGREEMENT BETWEEN
THE FORT WAYNE DEPARTMENT OF
COMMUNITY DEVELOPMENT AND PLANNING
AND NEIGHBORHOOD CARE, INC.

WHEREAS, second year Community Development Block Grant funds allow up to \$50,000 to be used for Local Development Corporation activities in the near west and near southwest areas; and,

WHEREAS, The Common Council of the City of Fort Wayne has appropriated \$30,000 to the Fort Wayne Department of Community Development and Planning (CD & P) for local development corporation activities in the downtown area; and,

WHEREAS, Three Local Development Corporations called the Near West Local Development Corporation (NWLDC), the Near Southeast Development Corporation (NSDC), and the Central Neighborhood Development Corporation (CNDK) have been formed for the purpose of acting as local development corporations within the environs of the Near West, Near Southwest, and Central Neighborhood sections of the City as defined in the respective Articles of Incorporation; and,

WHEREAS, Areas of said corporations are consistent with funding allocations made HUD and/or the Common Council of the City; and,

WHEREAS, these local development corporations have been formed in accordance with the U.S. Small Business Administration (SBA) regulations governing Section 502 Local Development Corporations; and,

WHEREAS, it is the purpose of these corporations to work with local financial institutions and the SBA to provide loans for those rehabilitations and expansions of businesses that are eligible for funding under Section 502 of the Small Business Investment Act of 1958 as amended, in the near west and near southeast areas as defined in the Articles of Incorporation of each respective corporation; and,

WHEREAS, it is the City's desire by and through these corporations to establish a permanent fund to be used for business rehabilitation and expansion loans in the near west and near southeast and central neighborhood areas; and,

WHEREAS, Neighborhood Care, Inc. is authorized to make loans and grants for the purpose of rehabilitation or construction of structures; and,

WHEREAS, it is necessary and appropriate that an agreement be formed between CD & P and Neighborhood Care, Inc. to provide grants to the NWLDC, the NSDC, and the CNDC to be used as their portion of each SBA Section 502 Loan for the purpose of rehabilitating, expanding, or constructing business facilities within the Near West, Near Southeast, and Central Neighborhood areas.

NOW THEREFORE BE IT AGREED between the CD & P and Neighborhood Care, Inc. that:

Neighborhood Care, Inc. agrees to fund and service grants to NWLDC, NSDC, and CNDC, with funds provided by CD & P and to perform such services as may be necessary thereto.

Said grants shall be made on a case-by-case basis for the purposes stated in the Articles of Incorporation and By-Laws of those local development corporations and within the limitations, restrictions, and conditions imposed upon the funds by the terms of the Community Development Block Grant and municipal appropriations.

Upon approval of an LDC loan by the LDC, the LDC should submit a request for determination of the eligibility of the project to Neighborhood Care, Inc. which shall serve as the LDC's application for funds.

Upon receipt of such, Neighborhood Care, Inc. shall refer the application to CD & P. CD & P shall determine whether such application qualifies for the requested grant and whether such application should be approved or disapproved for any reason.

Upon approval of the loan by the SBA, and CD & P's certification that said grant meets all eligibility requirements necessary for such funding, Neighborhood Care, Inc. shall approve or disapprove the grant on the basis of its eligibility for such funding. Upon approval by Neighborhood Care, Inc., CD & P shall provide the necessary funds to Neighborhood Care, Inc., who shall enter into a contract with the LDC, a specimen copy of which is attached hereto as Exhibit A, and complete the grant.

If the application is rejected, Neighborhood Care, Inc. shall report that fact to the applying LDC.

Neighborhood Care, Inc. shall account to CD & P for funds received hereunder. It is recognized that said funds are to be applied to nonrepayable grants to the LDC and Neighborhood Care, Inc. shall have no obligation to repay grants received from CD & P.

CD & P shall, if necessary, provide additional staff to Neighborhood Care, Inc. for carrying out these activities. CD & P shall do all loan packaging.

When appropriate, CD & P, Neighborhood Care, Inc. and the Local Development Corporations shall work with the SBA to obtain counseling for small business concerns involved with the program.

The NWLDC and the NSDC have identified primarily low and moderate income neighborhoods as their respective service areas. Grants to these two corporations shall be made from the \$50,000 allocated from the Community Block Grant, and that the total grants made hereunder shall not exceed \$50,000 without amendment to this contract. The \$30,000 appropriation shall be available to CNDC pursuant to all the terms, limitations, requirements and restrictions applicable thereto.

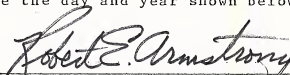
CD & P and Neighborhood Care, Inc. shall be responsible for determining that each applicant shall meet all applicable Community Development Block Grant guidelines, rules, and regulations as appropriate.

That grants shall be made only to the NWLDC, NSDC, and the CNDC utilizing funds provided hereunder unless otherwise agreed in writing by the parties hereto.

IN WITNESS WHEREOF, the parties have caused this agreement to be executed in duplicate the day and year shown below.

Date

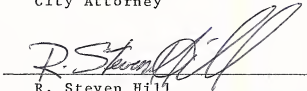
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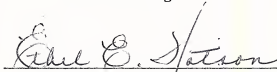
Robert E. Armstrong
Mayor, City of Fort Wayne



William N. Salin
City Attorney



R. Steven Hill
Director, Community Development
and Planning



Ethel E. Watson
Director, Neighborhood Care, Inc.

4355

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Agreement between CD & P and various LDC's *S-79-01-05*

DEPARTMENT REQUESTING ORDINANCE Community Development & Planning

SYNOPSIS OF ORDINANCE We wish a special ordinance approving the attached
agreement between Community Development & Planning and Neighborhood, Inc. This
ordinance establishes the method by which the LDC loan funds are channelled to
small businesses.

EFFECT OF PASSAGE Allow the three newly formed LDC's to function as viable
corporations.

EFFECT OF NON-PASSAGE Lack of a mechanism by which the loans are granted.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) No additional expense.

ASSIGNED TO COMMITTEE (PRESIDENT) _____